IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1646 OF 2005

IN

SUIT NO.1484 OF 2005

Manohar Tanaji Kusam. ...Plaintiff

vs.

1.Shri.Shishir Shivapurkar & another. ...Defendants

Mr.J.M.D'Silva, for Plaintiff.

None for Defendants.

CORAM: D.K.DESHMUKH,J.

DATED: 16th November,2006..

P.C.:-

1. This is a notice of motion taken out by the plaintiff. The defendant are served. Affidavit of service has been filed. The defendants have not filed any reply controverting the averments made in the affidavit filed in support of the notice of motion . Perused the

order dated 13.7.2005 passed in Notice of motion no.1692 of 2005 in Suit no.1546 of 2005, perused the report of the Commissioner submitted pursuant to that order. Taking overall view of the matter therefore, it will be appropriate to grant this notice of motion in terms of prayer clause (f) and (g). The notice of motion is accordingly granted in terms of prayer clause (f) and (g).